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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 United States of America,  
10 Plaintiff,  
11 v.  
12 Kevin Antonio Williams,  
13 Defendant.  
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No. CR-22-01214-001-PHX-DLR  
**ORDER**

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16 Before the Court is Defendant Kevin Antonio Williams's motion for sentence  
17 reduction. (Doc. 125.) The motion is fully briefed and for the reasons set forth herein is  
18 denied.

19 Defendant's motion is brought pursuant to 18 U.S.C. § 3582(c)(2) and Amendment  
20 821 to the United States Sentencing Guidelines ("U.S.S.G."). He requests a sentence  
21 reduction under two provisions of the revised U.S.S.G., arguing for a two-level reduction  
22 in his offense level pursuant to Amendment 821 of the U.S.S.G. However, neither Part A  
23 of Amendment 821, the "Status Points" provision, nor Part B, the "Zero-Point" provision  
24 applies.

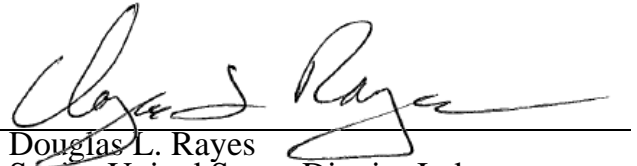
25 The Status Points provision is inapplicable because Defendant did not commit the  
26 offense of conviction while under another criminal justice sentence. The Zero-Point  
27 provision does not apply because at sentencing he received one criminal history point for  
28 a prior criminal conviction. The Zero-Point provision allows a reduction of two levels if a

1 defendant has zero criminal history points. In any event, the Court adopted the presentence  
2 report which found that Defendant possessed a firearm in connection with the offense. The  
3 possession of a firearm in connection with the offense excludes Defendant from relief  
4 under Amendment 821. *See* U.S.S.G. § 4c1.1(A)(7) (2023).

5 Finally, at sentencing, the Court found Defendant's guideline range to be 262 to 237  
6 months. In imposing the sentence, however, the Court varied down, sentencing Defendant  
7 to eighty months imprisonment. If the Court were to grant the two-level Zero-Point  
8 offender reduction requested by Defendant, the guideline range would be 210 to 262  
9 months. The eighty-month sentence is well below the guideline range Defendant seeks.

10 **IT IS ORDERED** that Defendant's motion for sentence reduction (Doc. 125) is  
11 **DENIED**.

12 Dated this 26th day of February, 2025.

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16 Douglas L. Rayes  
17 Senior United States District Judge  
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